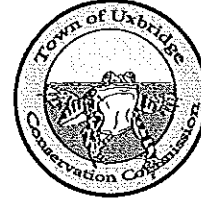


Town of Uxbridge
Conservation Commission
21 South Main Street
Uxbridge, Massachusetts, 01569
508-278-8600, x 2013 and x 2020



Posted by
Uxbridge
Town Clerk

Conservation Commission Minutes
Monday, May 20, 2013
7:05 - 10:43 PM

*Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA
Please note some items may have been taken out of agenda order.*

Conservation Com. Present: Russell Holden (Chair), Larry Lench, Dave Lewcon,

Conservation Commission Absent: Tracy Tibedo, Mike Potaski

Commission Staff Present: Jennifer Steel, Conservation Agent

ACTIVE WETLAND CASES

1. **NOI 312-953, 20 Brown Bear Crossing (Map 14, Parcel 553) – continued from previous meeting**
2. **NOI 312-954 (continued hearing), 30 Brown Bear Crossing (Map 14, Parcel 585)**
 - A. **Applicant:** Ross Smith. **Engineer:** Guerriere and Halnon
 - B. **Proposal:** Single family home and associated site work.
 - C. **Motion to take these two agenda items out of order:** Larry Lench. Second: Dave Lewcon. Vote: Unan.
 - D. Dave Lewcon recused himself
 - E. Applicant requested a continuation for both applications until June 3, when a full quorum should be present.
 - F. Dave Lewcon reinstated himself
3. **RDA FY13-09, 480 Hartford Ave., East (Map 7, Parcel 2238)**
 - A. **Applicant:** Uxbridge Properties, Inc. **Engineer:**
 - B. **Proposal:** Install 24' above-ground pool ~25 feet from wetland on existing lawn.
 - C. **Presentation:** Jennifer Steel presented plans, noting that the question is whether the project will adversely affect the wetlands, and that conditions can be established in the Determination.
 - D. **Motion to issue negative Determination with the following conditions:** (1) Delineate the 25' setback line, (2) stake the pool footprint at least 30 feet from wetland, (3) install sediment fence or straw wattles at least 25 feet from the wetland, (4) provide a detailed construction plan indicating excavation and stockpiling plans, (5) hold a pre-construction site visit with the Conservation Agent to confirm these conditions prior to starting work: Dave Lewcon. Second: Larry Lench. Vote: Unan.
4. **NOI 312-955, 363 Quaker Highway (Map 35, Parcel 4268)**
 - A. **Applicant:** BlueWave Capital. **Engineer:** Andrews Survey and Engineering
 - B. **Proposal:** Clearing, grading, and installation of solar array, access roads, and fencing on ~53-acre parcel, ~25 acres of clearing.
 - C. **Presentation by Steve O'Connell, Andrews:** Property is wooded, some logging has occurred. Will install a 3 megawatt system. Will be clearing up to the 50-foot buffer zone. Will not grub in the "tree cutting" area, herbicide will be used. Sequence: Clear trees, strip top soil, grade, drive piles, run conduit underground, top-dress, seed, install panels. NPDES NOI requires a SWPPP which will be finalized after the OOC has been issued. **Eric Gregor Lopez:** Timing is based on building permits and connection to National Grid. They anticipate 3-4 months of work.
 - D. **Applicant will submit:** a detailed narrative, stormwater plans, detailed sequencing info,

- E. **Site Visits:** 8:30 Tues, 21st May, Jennifer Steel and Russ Holden will walk the site with Steve O'Connell. Jennifer Steel and Russ Holden will walk the site with David Crossman to confirm the wetland line.
- F. **Motion accept request for continuance until June 3, Larry Lench. Second: Dave Lewcon. Vote: Unan.**

5. NOI 312-949 (continued hearing), 95 Buffum Rd (Map 32, Parcel 4418)

- A. **Applicant:** Mark & Lynn Brundage. **Engineer:** Seth Lajoie
- B. **Proposal:** Single family home and associated site work.
- C. **Presentation by Seth Lajoie:** Seth will send the NHESP letter stating "no take". He moved "new flag 7" to its original location. Jennifer Steel and Russ Holden will meet Seth at 9:15 on 5/22 on site to auger new "new flag 6" and "new flag 5".
- D. **Motion accept request for continuance until June 3, Larry Lench. Second: Dave Lewcon. Vote: Unan.**

VIOLATIONS/POTENTIAL VIOLATIONS

6. OOC 312-947, 104 Hartford Ave., East, Larkin Building -- update

- A. **Jennifer Steel noted work that had taken place without a valid permit (emergency spillway, cofferdam/sand plug, and sandbags. She noted the applicant's interest in moving forward with a new NOI, and the interest in restoration of the existing non-compliance.**
- B. **Motion to issue an EO to restore the property, requiring a plan and a timeline for restoration of the site to conditions prior to the NOI, to be submitted prior to next meeting (6/3/13): Dave Lewcon. Second: Larry Lench. Vote: Unan.**

7. Albee Rd. and Millville Rd. Memos.

- A. **Motion to take these two agenda items out of order: Dave Lewcon. Second: Larry Lench. Vote: Unan.**
- B. **Update:** Jennifer Steel and Russ Holden made site visits to all three sites and took measurements. Jennifer Steel drafted memos clarifying requirements to bring the sites into compliance.
 - **20 Albee** -- The site is in compliance. A scaled plan for mowing was drawn up. The memo is fine.
 - **672 Millville** -- In the memo strike the "site management section". The connection and "rear wall of the forebay" must be completed within 30 days.
 - **4 Albee** -- for the past 10 years water has ran parallel to the jersey barriers. The new system will put that water in a cleaning and detaining system, but the outfall must be stabilized. Riprap, joining to the outfall, a minimum of 10 feet long, must be completed within 30 days. Jennifer Steel will contact the owner to ensure that the riprap area is staked in the field as described on the plan.
- C. **Motion to approve memos as amended, providing there are no edits requested after the revisions are sent to the Commission for approval: Larry Lench. Second: Dave Lewcon. Vote: Unan.**

8. River Rd. -- unpermitted activities and concerns.

- A. **211 River Rd. -- fill** -- Jennifer Steel will send letter noting that the Commission will take it up 6/3
- B. **79 River Rd. -- drainage work?** -- Jennifer Steel will send letter noting that the Commission will take it up 6/3
- C. **NSTAR -- taking trees out -- no notice**

WETLAND ISSUES

CONSERVATION LAND

9. Pout Pond

- A. **Motion to allow "not to exceed \$200" from the Pout Pond Donation Fund for the following Voss signs preprinted signs: Dave Lewcon. Second: Larry Lench. Vote: Unan**
 - Pout Pond and Legg farm -- "no motorized vehicles"
 - Co-ed bathroom signs for Beach House
 - Do not mow signs for Pout Pond
 - Do not mow signs for Peaceful Pond

Meeting Postings:

* Except in an emergency, a public body must post notice of a meeting at least 48 hours in advance, excluding Saturday's, Sunday's and legal holidays, except in emergencies.

* "Emergency" is a sudden, generally unexpected occurrence or set of circumstances demanding immediate action.

* In an emergency, a public body shall post notice as soon as reasonably possible prior to a meeting.

* Notice must include date, time and place of meeting.

* Must include listing of topics the chair reasonably anticipates will be discussed at the meeting.

* Topics must give enough specificity so that the public will understand what will be discussed.

* Public bodies are encouraged to update the notice when aware of new topic within the 48 hour period before the meeting.

* Chairs should not post notices so far in advance that there is a high likelihood that new topics will arise, unless the chair updates the notice with on such new topics 48 hours in advance of the meeting.

- B. **Motion to allow "not to exceed \$200" from the Pout Pond Donation Fund for pumpng septic tanks as needed;** Dave Lewcon. Second: Larry Lench. Vote: Unan
- C. **Request to enforce Land Use Regs (no ATVs), and Beach Rules (good behavior) with a no trespass order by Dave Lewcon.** Discussion ensued. No motion.
- D. **Work Camper not going to be used this year, unfortunately.**
- E. **Volunteer work days** are being scheduled: 6/4 will be Lenze Americas, 6/14 and 6/23 will be Church of the Nazarene. Dave and Russ will coordinate this.

PROCESSING

- **Documents to be Considered for Signature**
 - **Minutes May 6, 2013** – Jennifer Steel will resend minutes for consideration at next meeting
 - **COC 15 Dunleavy Brook Rd -- Motion to issue full COC:** Larry Lench. Second: Dave Lewcon. Vote: Unan
 - **Response to OML violation – Motion to send:** Larry Lench. Second: Dave Lewcon. Vote: Unan
 - **Letter re Conservation Commission funding** – resend Sean's memo for consideration at next meeting
- **Other**
 - Discussion: Try to get **Non-Criminal Disposition** on fall Town Meeting warrant
 - Discussion: Try to get **change to 5 member commission** on fall Town Meeting warrant
 - Discussion: Send **Electronic Packets** as soon as possible as separate emails

ANY OTHER BUSINESS WHICH MAY LAWFULLY COME BEFORE THE CONSERVATION COMMISSION

- **450 E Hartford Ave.** – grass is being deposited in water of potential vernal pool. **Motion to issue cease and desist** with note that is will be taking it up 6/3: Dave Lewcon. Second: Larry Lench. Vote: Unan.
- **Motion to adjourn at 10:43:** Larry Lench. Second: Dave Lewcon. Vote: Unan.

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TOWN OF UXBRIDGE
CONSERVATION COMMISSION
21 SOUTH MAIN STREET
UXBRIDGE, MASSACHUSETTS 01569
508-278-8600, x 2013 or 2020



May 20, 2013

Conservation Commission Meeting Minutes

Board of Selectmen's Room, Uxbridge Town Hall, 21 South Main Street, Uxbridge, MA

Respectfully submitted by Ms. Jennifer Steel, Conservation Agent

x Russell Holden
Russell Holden, Chairman

Vice-Chair (vacant)

x David Lewcon
David Lewcon, Treasurer

x Lawrence Lench
Lawrence Lench, Clerk

Michael Potaski, Member

Tracy Tibedo, Member

7/1/13 Date